IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.23036 of 2005

Dated: June 8, 2006

Between:

N.C.K. Educational Society, Kurnool,
represented by its Correspondent D. Radhakrishna,
S/o. Subbarayudu, aged about 38 years,
R/o.27/39, I Town, Kurnool, Kurnool District.

… Petitioner

And

Government of A.P., rep. by its. Principal Secretary,
School Education Department, Secretariat, Hyderabad,
and another.

… Respondents

Order:

This Writ Petition has been filed seeking Mandamus declaring the action of the first respondent in not granting 'No Objection Certificate' (NOC) to the petitioner, an educational society, to start Telugu and Hindi Pandit Training Centres in Kurnool Town.

2. The subject matter of the Writ Petition is covered by the provisions of the National Council for Teacher Education Act, 1993 and the regulations made thereunder. As per those regulations, obtaining NOC for grant of permission to start a college of teacher education was essential. However, the said regulations were repealed and new regulations titled as 'National Council for Teacher Education Regulations' came into force.

3. Learned counsel appearing on either side submit that as per the new regulations, obtaining NOC for grant of permission to start a college for teacher education is not necessary and straightaway an application can be made to the competent authority seeking permission.

4. In that view of the matter, the relief sought for in the Writ Petition cannot be granted at this stage. However, Learned counsel for the petitioner submits that the petitioner has already made an application to the competent authority by paying necessary fees and it has also complied with all the formalities.

5. In the circumstances, the Writ Petition is disposed of keeping it open to the competent authority to consider the application of the petitioner, seeking grant of permission to start training centres, if any, received by them, without insisting NOC, subject to the compliance of all the formalities. No order as to costs.

JUSTICE R. SUBHASH REDDY.

June 8, 2006
MRR